In the Supreme Court of the United States

OCTOBER TERM, 1966

No. 1030

RICHARD HAYES HINTON, PETITIONER

v.

UNITED STATES OF AMERICA

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

MEMORANDUM FOR THE UNITED STATES IN OPPOSITION

Petitioner was a co-defendant of Worley and Bennett, the petitioners in No. 983 before this Court. He raises the same issue as that in No. 983, *i.e.*, the validity of the use of transcripts of recorded telephone conversations where the original recordings, although not introduced, were available, and both the judge and the prosecutor made clear that they would be produced if the defendants wished them. For the

reasons stated in our memorandum in No. 983 there is no occasion for further review by this Court.

It is therefore respectfully submitted that the petition for a writ of certiorari should be denied.

THURGOOD MARSHALL,
Solicitor General.

FEBRUARY 1967

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